

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

IN RE TERRORIST ATTACKS ON SEPTEMBER 11, 2001

Case No. 03-md-1570 (GBD)(SN)

FIONA HAVLISH, individually and on behalf of the
ESTATE OF DONALD G. HAVLISH, JR., Deceased, *et al.*,

Case No. 03-cv-9848 (GBD)(SN)

Creditors,

v.

THE TALIBAN, *et al.*,

Debtors,

FEDERAL RESERVE BANK OF NEW YORK,

Garnishee.

**NOTICE OF MOTION FOR AN ORDER DIRECTING ALTERNATIVE SERVICE
UPON THE TALIBAN AND DA AFGHANISTAN BANK**

PLEASE TAKE NOTICE that the undersigned attorneys for Movant-Creditors Fiona Havlish *et al.* (the “Havlish Creditors”) respectfully move this Court, before the Honorable Sarah Netburn, United States Magistrate Judge for the Southern District of New York, at the Thurgood Marshall United States Courthouse located at 40 Foley Square, New York, New York 10007, pursuant to Rules 69(a) and 4(f)(3) of the Federal Rules of Civil Procedure (and, in the alternative as to Da Afghanistan Bank, pursuant to Rule 69(a), Rule 4(j)(1), and 28 U.S.C. § 1608(b)(3)(C)), for the entry of an Order directing alternative service of the Havlish Creditors’ Motion for Partial Turnover of Assets from Garnishee Federal Reserve Bank of New York and supporting papers (MDL Dkts. 7763, 7764, 7764, 7766, 7768) upon the Taliban and supplemental alternative service

of the same upon Da Afghanistan Bank, and for such other and further relief as the Court deems appropriate. In support of this motion, the Havlish Creditors submit the attached: (1) Memorandum of Law in Support of the Havlish Creditors' Motion for an Order Directing Alternative Service Upon the Taliban and Da Afghanistan Bank, and (2) Declaration of Douglass A. Mitchell in Support of the Havlish Creditors' Motion for an Order Directing Alternative Service Upon the Taliban and Da Afghanistan Bank; and (3) a Proposed Order Granting Havlish Creditors' Motion for Alternative Service Upon the Taliban and Da Afghanistan Bank.

Dated: March 21, 2022

/s/ Lee S. Wolosky

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